

HOUSE BILL 3172  
By Winningham

AN ACT to amend Tennessee Code Annotated, Section 49-1-201, relative to the powers and duties of the commissioner of education.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 49-1-201, is amended by adding the following as a new, appropriately designated subsection thereto:

(\_\_\_) Upon application by the LEA, the commissioner of education may waive any state board rule or statute that inhibits or hinders the LEA's ability to meet its goals or comply with its mission. However, the commissioner may not waive regulatory or statutory requirements related to:

- (1) Federal and state civil rights;
- (2) Federal, state, and local health and safety;
- (3) Federal and state public records;
- (4) Immunizations;
- (5) Possession of weapons on school grounds;
- (6) Background checks and fingerprinting of personnel;
- (7) Federal and state special education services;
- (8) Student due process;
- (9) Parental rights;
- (10) Federal and state student assessment and accountability; and
- (11) Open meetings.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.